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FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF ORANGE
CENTRAL JUSTICE CENTER

JUN 16 2006

ALAN SLATER, Clerk of the Court
H. Beltran
BY K. BELTRAN

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF ORANGE

THE PEOPLE OF THE STATE OF
CALIFORNIA, by and through the
CALIFORNIA CORPORATIONS
COMMISSIONER,

Plaintiff,

vs.

STEVEN ARTHUR SCOTT, an individual, and
doing business as BENCHMARK FINANCIAL
SERVICES,

Defendants.

Case No.: 06CC07158

NOTICE OF EX PARTE APPLICATION
AND APPLICATION FOR TEMPORARY
RESTRAINING ORDER; AND REQUEST
FOR ORDER TO SHOW CAUSE RE:
PRELIMINARY INJUNCTION

Judge: JUDGE GAIL A. ANDLER
Dept: DEPT. C4

Hearing Date:
Hearing Time:
Date Action Filed:
Trial Date:

TO ALL PARTIES AND COUNSEL:

YOU ARE HEREBY NOTIFIED that on the date and time and in the Department set forth above, Preston DuFauchard, California Corporations Commissioner for the State of California, acting in the name of the People of the State of California, will apply to the Court for an Order issuing a Temporary Restraining Order enjoining defendants, STEVEN ARTHUR SCOTT, an individual, and doing business as BENCHMARK FINANCIAL SERVICES from violating California Corporations Code section 25230, by conducting business as an investment adviser without first securing a certificate from the California Corporations Commissioner, or substantially assisting violations

1 thereof in the State of California; and violating California Corporations Code section 25235, by
2 engaging in fraudulent, deceptive, or manipulative practices within the State of California. Without
3 this Order, irreparable injury will occur to the citizens of California.

4 This request is made on behalf of the People of the State of California on information
5 obtained and on belief by the Commissioner that defendants have been and are currently conducting
6 business as an investment adviser without a certificate from the Commissioner and engaging in
7 fraudulent, deceptive, or manipulative practices in violation of the Corporate Securities Law.
8 Without this Order, defendants will undoubtedly continue their illegal activities unabated, with
9 substantial injury to the People of the State of California.

10 This Application is supported by the concurrently filed Complaint, witness Declarations and
11 evidence that accompany the Application. The requested order is necessary to halt unlicensed
12 investment adviser activity, and fraudulent, deceptive, or manipulative practices occurring in the
13 State of California.

14 Pursuant to California Rules of Court, Rule 379(d)(1), the address and telephone number for
15 all parties known to the Plaintiff are as follows:

- 16 1. Steven Arthur Scott
17 Benchmark Financial Services
18 3151 Airway Ave, # E-2
19 Costa Mesa, CA 92626
20 Office: (714) 754-4145
21 Fax: (714) 754-4148

22 Dated: June 16, 2006

23 PRESTON DuFAUCHARD
24 California Corporations Commissioner

25 By: _____
26 ALEXANDER M. CALERO
27 Corporations Counsel
28 Attorney for the People of California